

THE CITY OF SAN DIEGO, CALIFORNIA
MINUTES FOR REGULAR COUNCIL MEETING
OF

MONDAY, APRIL 29, 1985

AT 2:00 P.M.

IN THE COUNCIL CHAMBERS - 12TH FLOOR

CHRONOLOGY OF THE MEETING:

The meeting was called to order by Mayor Hedgecock at 2:05 p.m.
Mayor Hedgecock adjourned the meeting at 4:09 p.m. to meet in closed session in the twelfth floor conference room on pending litigation.

ATTENDANCE DURING THE MEETING:

- (M) Mayor Hedgecock-present
- (1) Council Member Mitchell-present
- (2) Council Member Cleator-present
- (3) Council Member McColl-present
- (4) Council Member Jones-excused by R-262953
(City business)
- (5) Council Member Struiksma-present
- (6) Council Member Gotch-present
- (7) Council Member Murphy-present
- (8) Council Member Martinez-present
- Clerk-Abdelnour (eb)

FILE: MINUTES

ITEM-1: ROLL CALL

Clerk Abdelnour called the roll:

- (M) Mayor Hedgecock-present
- (1) Council Member Mitchell-present
- (2) Council Member Cleator-not present
- (3) Council Member McColl-present
- (4) Council Member Jones-not present
- (5) Council Member Struiksma-present
- (6) Council Member Gotch-present
- (7) Council Member Murphy-present
- (8) Council Member Martinez-present

ITEM-10: INVOCATION

Invocation was given by Reverend Father Robert Callahan, Pastor, St. Charles Borromeo Catholic Church.

FILE: MINUTES

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ITEM-20: PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Council Member
Murphy.

FILE: MINUTES

ITEM-30:

Two actions relative to authorizing suggestion awards to
the following employees:

Subitem-A: (R-85-1881) ADOPTED AS RESOLUTION R-263025

Julie Reed - Water Utilities Department/Metro Wastewater
Division - \$80.

James D. Meyer - Park and Recreation Department - \$70.

Renee J. Steele - Personnel Department - \$45.

Yvonne M. Francel - Water Utilities Department/Metro
Wastewater Division - \$45.

Subitem-B: (R-85-1882) ADOPTED AS RESOLUTION R-263026

James D. Meyer - Park and Recreation Department - \$30.

Jeannie Dantzler - Water Utilities Department/Metro
Wastewater Division - \$25.

FILE: MEET

COUNCIL ACTION: (Tape location: A030-040.)

MOTION BY STRUIKSMA TO ADOPT. Second by McColl. Passed by the
following vote: Mitchell-yea, Cleator-yea, McColl-yea,
Jones-not present, Struiksma-yea, Gotch-yea, Murphy-yea,
Martinez-yea, Mayor Hedgecock-yea.

ITEM-31: APPROVED

Approval of Council Minutes for the Meetings of:

04/08/85 P.M.

04/09/85 A.M. and P.M.

FILE: MINUTES

COUNCIL ACTION: (Tape location: A040-044.)

MOTION BY MCCOLL TO APPROVE. Second by Murphy. Passed by the
following vote: Mitchell-yea, Cleator-yea, McColl-yea,
Jones-not present, Struiksma-yea, Gotch-yea, Murphy-yea,
Martinez-yea, Mayor Hedgecock-yea.

ITEM-32: GRANTED HEARING

Matter of the request of E. F. Hutton Life Insurance

Company, by Donald R. Worley, Attorney, for a hearing of an appeal from the decision of the Planning Commission in denying Planned Commercial Development Permit PCD-83-0851, which proposes a 300-room hotel, ancillary restaurant and approximately one million square feet of office use. The subject property is located on the east side of I-15, south and west of Pomerado Road and north of Escala Drive, in the Rancho Bernardo Community Plan area, in Zones A-1-1 and R1-20000 (portions HR) (portions proposed Zone CO, and is more particularly described as a portion of Parcel 3, Parcel Map PM-12542.
(PCD-83-0851. District-1.)
A motion granting or denying the request for a hearing of the appeal.

FILE: PERM PCD-83-0851

COUNCIL ACTION: (Tape location: A044-101.)

MOTION BY MITCHELL TO GRANT THE REQUEST FOR A HEARING OF THE APPEAL ON THE FINDING THAT THE DEVELOPMENT PRESENTS A CITY-WIDE PLANNING ISSUE ON WHICH GUIDANCE OF THE CITY COUNCIL IS REQUIRED AND THE MATTER IS OF CITY-WIDE SIGNIFICANCE. Second by Struiksmas. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-not present, Struiksmas-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-50: (O-85-155) ADOPTED AS ORDINANCE O-16414 (New Series)

Amending Chapter VI, Article 6, Division 1, of the San Diego Municipal Code, by amending Sections 66.0124 and 66.0125, relating to Refuse Disposal Facilities - Regulations, to incorporate the cost per ton for disposal of chargeable commercial and industrial waste materials, disposal fees, demolition and special handling fees, fee exemptions, and use of refuse disposal facilities in connection with the SANDER (San Diego Energy Recovery) Project.
(Introduced on 4/15/85. Council voted 9-0.)

FILE: MEET

COUNCIL ACTION: (Tape location: A129-156.)

CONSENT MOTION BY MARTINEZ TO DISPENSE WITH THE READING AND ADOPT. Second by McColl. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-not present, Struiksmas-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

*** ITEM-51: (O-85-165) ADOPTED AS ORDINANCE O-16415 (New Series)**

Amending Chapter IX, Article 1, of the San Diego Municipal Code, by amending Section 91.02 and by adding Section 91.02.1213, relating to Access to Buildings and Facilities, to provide that buildings shall be made accessible to the physically handicapped, as required by Part 2, Title 24 of the California Administrative Code.

(Introduced on 4/15/85. Council voted 9-0.)

FILE: MEET

COUNCIL ACTION: (Tape location: A129-156.)

CONSENT MOTION BY MARTINEZ TO DISPENSE WITH THE READING AND ADOPT. Second by McColl. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-not present, Struiksmayea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

ITEM-52: (O-85-170) ADOPTED AS ORDINANCE O-16416 (New Series)

Amending Chapter IX, Article 1, of the San Diego Municipal Code, by amending Sections 91.02 and 91.02.2312, relating to Design Requirements in Live/Work Quarters (lofts).

(Introduced on 4/15/85. Council voted 9-0.)

FILE: MEET

COUNCIL ACTION: (Tape location: A158-334.)

MOTION BY MARTINEZ TO DISPENSE WITH THE READING AND ADOPT. Second by Gotch. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-not present, Struiksmayea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

*** ITEM-53: (O-85-157) ADOPTED AS ORDINANCE O-16417 (New Series)**

Amending Chapter X, Article 2, Divisions 1, 2, 3 and 4, of the San Diego Municipal Code, by amending Sections 102.0102, 102.0201, 102.0303 and 102.0404 and adding Sections 102.0312.5 and 102.0325, relating to Subdivisions (vesting maps, waiver of parcel maps, and appeal procedures.)

(Introduced on 4/15/85. Council voted 9-0.)

FILE: MEET

COUNCIL ACTION: (Tape location: A129-156.)

CONSENT MOTION BY MARTINEZ TO DISPENSE WITH THE READING AND

ADOPT. Second by McColl. Passed by the following vote:
Mitchell-yea, Cleator-yea, McColl-yea, Jones-not present,
Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor
Hedgecock-yea.

- * ITEM-54: (O-85-158) ADOPTED AS ORDINANCE O-16418 (New
Series)

Incorporating portions of Sections 25 and 26, Township 14
South, Range 3 West, S.B.B.M., known as Mirador Park Phase
I, and a portion of Rancho de los Penasquitos, located on
the west side of Camino Ruiz between Mira Mesa Boulevard
and Penasquitos Canyon, into Zones R1-5000 and R1-5000
(HR).

(Case-83-0589. Mira Mesa Community Area. District-5.
Introduced on 4/16/85. Council voted 6-2. District 6 and
Mayor voted nay. District 8 not present.)

FILE: ZONE ORD. NO.

COUNCIL ACTION: (Tape location: A129-156.)

CONSENT MOTION BY MARTINEZ TO DISPENSE WITH THE READING AND

ADOPT. Second by McColl. Passed by the following vote:

Mitchell-yea, Cleator-yea, McColl-yea, Jones-not present,
Struiksma-yea, Gotch-nay, Murphy-yea, Martinez-yea, Mayor
Hedgecock-yea.

- * ITEM-55: (O-85-156) ADOPTED AS ORDINANCE O-16419 (New
Series)

Incorporating a portion of Lot 2 of the east half of Pueblo
Lot 1215, Map-690 (a 0.9-acre parcel), located north and
south of Stalmer Street between Atlas and Angelucci
Streets, into Zone R-1500.

(Case-84-0808. Clairemont Mesa Community Area.
District-5. Introduced on 4/16/85. Council voted 8-0.
District 8 not present.)

FILE: ZONE ORD. NO.

COUNCIL ACTION: (Tape location: A129-156.)

CONSENT MOTION BY MARTINEZ TO DISPENSE WITH THE READING AND

ADOPT. Second by McColl. Passed by the following vote:

Mitchell-yea, Cleator-yea, McColl-yea, Jones-not present,
Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor
Hedgecock-yea.

- * ITEM-56: (O-85-148) ADOPTED AS ORDINANCE O-16420 (New
Series)

Incorporating a portion of Section 5, Township 15 South, Range 3 West, S.B.B.M., located on the south side of Mira Mesa Boulevard easterly of Vista Sorrento Parkway, into Zone M-1A.

(Case-84-0904. Mira Mesa Community Area. District-5. Introduced on 4/16/85. Council voted 8-0. District 8 not present.)

FILE: ZONE ORD. NO.

COUNCIL ACTION: (Tape location: A129-156.)

CONSENT MOTION BY MARTINEZ TO DISPENSE WITH THE READING AND ADOPT. Second by McColl. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-not present, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-57: (O-85-168) ADOPTED AS ORDINANCE O-16421 (New Series)

Amending Ordinance O-16393 (New Series), adopted on March 18, 1985, to provide for additional maximum interest rate provisions, relating to the issuance of Multifamily Mortgage Revenue Bonds to Lusk Smith/Mira Mesa for an 825-unit multifamily rental housing project. (Mira Mesa Community Area. District-5. Introduced on 4/15/85. Council voted 9-0.)

FILE: MEET

COUNCIL ACTION: (Tape location: A129-156.)

CONSENT MOTION BY MARTINEZ TO DISPENSE WITH THE READING AND ADOPT. Second by McColl. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-not present, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-100:
Two actions relative to awarding contracts:

Subitem-A: (R-85-1838) ADOPTED AS RESOLUTION R-263027
Transamerica Delaval, Inc. for the purchase of four head and valve assemblies for Enterprise HVA 12G Transamerica Delaval Engines for an actual cost of \$71,865.36, including tax, terms and estimated freight. (BID-6216)

Subitem-B: (R-85-1847) ADOPTED AS RESOLUTION R-263028
Tennant Company for the purchase of one powered solution

recycling system floor scrubber for a total cost of
\$26,611.96, including tax and terms. (BID-6074A)

FILE: MEET

COUNCIL ACTION: (Tape location: A436-475.)

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by McColl. Passed
by the following vote: Mitchell-yea, Cleator-yea, McColl-yea,
Jones-not present, Struiksmay-yea, Gotch-yea, Murphy-yea,
Martinez-yea, Mayor Hedgecock-yea.

* ITEM-101:

Two actions relative to awarding contracts:

Subitem-A: (R-85-1837) ADOPTED AS RESOLUTION R-263029

Kim McCoy & Assoc. for the purchase of one conductivity
temperature depth system for an actual cost of \$20,389.10,
including tax; authorizing the City Auditor and Comptroller
to transfer \$20,389.10 within Sewer Revenue Fund 41506 from
the Unallocated Reserve (70697) to the Ocean Sampling
Program (70213) for the above purpose. (BID-6293)

Subitem-B: (R-85-1840) ADOPTED AS RESOLUTION R-263030

Morgan Crane Co., Inc., for the purchase of four
truck-mountable auto cranes for a total cost of \$19,980,
including tax and terms. (BID-6259)

FILE: MEET

COUNCIL ACTION: (Tape location: A436-475.)

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by McColl. Passed
by the following vote: Mitchell-yea, Cleator-yea, McColl-yea,
Jones-not present, Struiksmay-yea, Gotch-yea, Murphy-yea,
Martinez-yea, Mayor Hedgecock-yea.

* ITEM-102:

Two actions relative to the construction of Water and Sewer
Main Replacement Group 447: (BID-6378)
(Peninsula and Pacific Beach Community Areas. Districts-2
and 6.)

Subitem-A: (R-85-1839) ADOPTED AS RESOLUTION R-263031

Inviting bids on Work Orders No. 148185/147216/18701;
authorizing the execution of a contract with the lowest
responsible and reliable bidder; authorizing the City
Auditor and Comptroller to transfer \$154,188 within Sewer
Revenue Fund (41506), from the Unallocated Reserve (70697)

to the Sewer Main Construction Program, CIP-44-001, Annual Allocation - Main Replacements (70492); authorizing the expenditure of an amount not to exceed \$866,511 (\$712,323 from the Water Revenue Fund (41502), CIP-73-083, Annual Allocations - Main Replacements, and \$154,188 from Sewer Revenue Fund (41506), CIP-44-001, Annual Allocation - Main Replacements) for providing funds for said project and related costs; authorizing the City Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves.

Subitem-B: (R-85-1841) ADOPTED AS RESOLUTION R-263032

Authorizing the use of City Forces to do all the work to make connections to existing water mains and perform operational checks in connection with the above project; declaring that the cost of said work shall not exceed \$127,280.

CITY MANAGER REPORT: This project consists of the construction of 9,661 feet of 6-inch and 8-inch water mains and 1,696 feet of 8-inch sewer mains. Construction will replace existing deteriorated and undersized cast iron water mains and concrete sewer mains in the Pacific Beach and Peninsula (Point Loma) areas.

WU-P-85-247.

FILE: W.O. 148185 CONFY85-1

COUNCIL ACTION: (Tape location: A436-475.)

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by McColl. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-not present, Struiksmayea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-103: (R-85-1842) ADOPTED AS RESOLUTION R-263033

Inviting bids for the construction of the San Ysidro Community Park Recreation Building on Work Order No. 118400; authorizing the execution of a contract with the lowest responsible and reliable bidder; authorizing the expenditure of an amount not to exceed \$453,700 (\$201,700 from Community Development Block Grant Fund 185191, Department 5731, Organization 3108, CIP-29-522, San Ysidro Community Park - Recreation Building; \$240,000 from Community Development Block Grant Fund 18520, Department 5813, Organization 1306; and \$12,000 from Capital Outlay Fund 30245, CIP-58-007, Annual Allocation - Overhead and

Other City Costs for Federal Grants) for providing funds for said project and related costs; authorizing the City Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves. (BID-6379)

(San Ysidro Community Area. District-8.)

CITY MANAGER REPORT: This Recreation Center at 205 East Park Avenue was acquired with the park site some 24 years ago when San Ysidro was annexed to the City of San Diego. The building is heavily utilized and is in need of rehabilitation in order to extend its useful life. This project will include remodeling and refurbishing of restrooms, office spaces and the kitchen area; improve heating, lighting and soundproofing systems; add a twenty-foot by forty-five foot building addition to house the crafts room and a class room; refinish the auditorium floor; increase storage space and improve building access. Construction will also include handicapped access and other required building code upgrades.

FILE: W.O. 118400 CONFY85-1

COUNCIL ACTION: (Tape location: A436-475.)

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by McColl. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-not present, Struiksmay-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-104:

Three actions relative to the construction of the La Jolla Country Club Pump Station: (BID-6381)
(La Jolla Community Area. District-1.)

Subitem-A: (R-85-1844) ADOPTED AS RESOLUTION R-263034

Inviting bids on Work Order Nos. 15001/148160; authorizing the execution of a contract with the lowest responsible and reliable bidder; authorizing the expenditure of funds not to exceed \$348,845 from Water Revenue Fund 41502, CIP-73-217, La Jolla Country Club Pump Station, for said project and related costs; authorizing the Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves.

Subitem-B: (R-85-1845) ADOPTED AS RESOLUTION R-263035

Authorizing the use of City Forces to do all the work to make connections, drain the existing reservoir and perform

operational checks; declaring that the cost of said work shall not exceed \$30,845.

Subitem-C: (R-85-1846) ADOPTED AS RESOLUTION R-263036

Certifying that the information contained in Environmental Negative Declaration END-83-0734, has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said report has been reviewed and considered by the Council.

CITY MANAGER REPORT: The La Jolla Country Club Pump Station, CIP-73-217, provides for the replacement of an existing water pumping station on the same site. The La Jolla Country Club Pump Station is located on the north side of a private street, approximately 150 feet east of Encelia Drive in the La Jolla Community. Construction of the new pump station will consist of a masonry block building, two new pumps, provisions for a third future pump with suction and discharge manifolds, pump control valves, electrical motors, controls, a new electrical service and electrical work. Site work will consist of grading, landscaping, construction of retaining walls, concrete curb and gutter, and paving a driveway to the site. Rebuilding the station and installing larger pumps will provide a much needed source of water and a backup system to the La Jolla Soledad West 925 zone.

WU-P-85-252.

FILE: W.O. 148160 CONFY85-1

COUNCIL ACTION: (Tape location: A436-475.)

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by McColl. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-not present, Struiksmay-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-105: (R-85-1843) ADOPTED AS RESOLUTION R-263037

Inviting bids for the installation of City-owned street lights at various locations City-wide on Work Order No. 118598; authorizing the execution of a contract with the lowest responsible and reliable bidder; authorizing the expenditure of funds not to exceed \$50,000 from Capital Outlay Fund 30245, CIP-52-293, Annual Allocation - Installation of City-owned Street Lights, for said project and related costs; authorizing the Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves. (BID-6380)

CITY MANAGER REPORT: This project will install City-owned low pressure sodium street lights in areas with underground utilities that do not have sufficient street lighting to satisfy current minimum City lighting standards at various locations City-wide on the following streets:

Barrymore Street	Plaza Crest Ridge Road
Beyer Boulevard	Robb Roy Place
Birchcreek Road	Ruane Street
Calle De Vida	San Diego Avenue
Calumet Avenue	Seda Drive
Collwood Boulevard	Whelan Drive
Forrestal Road	33rd Street
Hemphill Drive	51st Street
Jade Coast Road	

FILE: W.O. 118598 CONFY85-1

COUNCIL ACTION: (Tape location: A437-450, B030-050.)

MOTION BY MURPHY TO ADOPT AND DIRECT THE CITY MANAGER TO REPORT TO COUNCIL MEMBERS MURPHY AND GOTCH ON THE TIMING OF THE PROPOSED INSTALLATION OF STREET LIGHTS REQUESTED ON CALLE DE VIDA BY COUNCIL MEMBER MURPHY. Second by McColl. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-not present, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

ITEM-106: (R-85-1853) CONTINUED TO MAY 13, 1985

Authorizing the execution of an amendment to the subdivision agreement for Hobbs Mira Mesa to provide for the substitution of Barratt Northern California, Inc. for Hobbs B. Marlow, Trustees for Hobbs B. Marlow Investment Trust, as subdivider; declaring that the public improvements to be constructed, pursuant to the subdivision agreement, shall be completed by August 20, 1987; accepting Performance Bond No. 7127741, in the amount of \$1,243,080, issued by The American Insurance Company, as surety for the required improvements.

(Mira Mesa Community Area. District-5.)

CITY MANAGER REPORT: On August 20, 1984, the City entered into an agreement with Hobbs B. Marlow, Trustee for Hobbs B. Marlow Investment Trust, for the construction of public improvements for Hobbs Mira Mesa. The agreement expires on August 20, 1986. The property is now owned by Barratt Northern California, Inc. The new owner has signed an amended agreement to assume all of the obligations of the original subdivider and complete the required work. The amended agreement also provides

for an extension of time to complete the work to August 20, 1987. The new subdivider has provided a performance bond in the amount of \$1,243,080. The amended agreement and time extension are in accordance with Council Policy 600-21. It is recommended the time extension be granted, since the incomplete improvements are not necessary to serve adjacent developments or the general public.

FILE: --

COUNCIL ACTION: (Tape location: A118-129.)

MOTION BY STRUIKSMA TO CONTINUE TO MAY 13, 1985, AT COUNCIL MEMBER STRUIKSMA'S REQUEST FOR FURTHER REVIEW. Second by Martinez. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-not present, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-107: (R-85-1935) ADOPTED AS RESOLUTION R-263038

Authorizing and directing the City Manager to recommend that proceedings be initiated to establish Business Improvement Districts on Adams Avenue, El Cajon Boulevard and University Avenue in North Park; approving the preparation of Resolutions of Intention related to the formation of these districts.

(See City Manager Report CMR-85-135 and Committee Consultant Analysis TLU-85-8. Mid-City and Park - North East Community Areas. District-3.)

COMMITTEE ACTION: Reviewed by TLU on 3/20/85. Recommendation to support the Manager's recommendation that these three Business Improvement Districts be initiated. Districts 1, 3 and 8 voted yea. Districts 5 and 6 not present.

CITY MANAGER REPORT: On March 20, 1985, the Transportation and Land Use Committee considered and approved the initiation of proceedings to establish Business Improvement Districts (BID's) in three areas of Mid-City and North Park: 1) Adams Avenue from Texas to 40th Street; 2) El Cajon Boulevard from Park Boulevard to 805; 3) University Avenue from Utah Street to 805. The first step in the proceedings is adoption of a Resolution of Intention. This will be followed by a noticed public hearing and then introduction and adoption of an ordinance. Approval of the actions on the docket today will allow the Manager to initiate the required proceedings.

FILE: STRT L-5 L-6 L-7

COUNCIL ACTION: (Tape location: A436-475.)

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by McColl. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea,

Jones-not present, Struiksmayea, Gotchyea, Murphyyea,
Martinezyea, Mayor Hedgecockyea.

* ITEM-108: (R-85-1904) ADOPTED AS RESOLUTION R-263039

Vacating "G" Street, adjacent to Parcel 1 of Parcel Map PM-13675, under the procedure for the summary vacation of streets where the portion of street to be vacated consists of a portion of a street or highway that lies within property under one ownership and that does not continue through such ownership or end touching property of another; reserving and excepting from the foregoing vacation the right, easement and privilege of placing, constructing, repairing, replacing, maintaining, using and operating public utilities of any kind or nature; declaring that the City reserves and excepts from vacation and abandonment, easements, and rights of any public utility pursuant to any existing franchise or renewal thereof; declaring that the easement reserved herein is in, under, over, upon, along and across that portion of "G" Street adjacent to Parcel 1 of Parcel Map PM-13675.

(Southeast San Diego Community Area. District-4.)

CITY MANAGER REPORT: The Southeast Economic Development Corporation has requested the vacation of "G" Street to facilitate the Dells Redevelopment Project. The vacation is in accordance with the Disposition and Development Agreement between Unitog Services, Inc., the adjacent property owners, and the Redevelopment Agency. The portion of "G" Street being vacated is located immediately east of 32nd Street. The street was acquired at no cost and the City has no fee interest. The street is fully improved and contains water, gas, and electrical facilities, for which a general utility is being reserved. A previous street closing precludes "G" Street from being used for traffic circulation and provides access only to the adjacent property. Staff has concluded that the right-of-way is not needed for present or prospective public use and can be summarily vacated. This application has been processed in accordance with Council Policy 600-15.

FILE: STRT J-2549 DEED F-2817 DEEDFY85-1

COUNCIL ACTION: (Tape location: A436-475.)

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by McColl. Passed by the following vote: Mitchellyea, Cleatoryea, McCollyea, Jones-not present, Struiksmayea, Gotchyea, Murphyyea, Martinezyea, Mayor Hedgecockyea.

* ITEM-109: (R-85-1859) ADOPTED AS RESOLUTION R-263040

Vacating the alley adjacent to Lots 3 through 12 of Map-184 and Lots 1 through 10, Block 6 of Map-143, under the procedure for the summary vacation of streets where the portion of street to be vacated consists of a portion of street or highway that lies within property under one ownership and that does not continue through such ownership or end touching property of another; reserving and excepting from the foregoing vacation the right, easement and privilege of placing, constructing, repairing, replacing, maintaining, using and operating public utilities of any kind or nature; declaring that the City reserves and excepts from vacation and abandonment, easements, and rights of any public utility pursuant to any existing franchise or renewal thereof; declaring that the easement reserved herein is in, under, over, upon, along and across that portion of the alley adjacent to Lots 3 through 12 of Map-184 and Lots 1 through 10, Block 6, of Map-143.

(Centre City Community Area. District-8.)

CITY MANAGER REPORT: The alley being vacated is located north of "F" Street between 14th and 15th Streets. Portions of the alley were dedicated in 1870 and 1887 at no cost and the City has no fee interest. The property owners have requested the vacation in order to facilitate future site development. The alley is improved with concrete pavement and contains gas and telephone facilities, for which an easement is being reserved. The alley is utilized only by the owners for business purposes and is not needed for traffic circulation. Staff has concluded that the right-of-way is no longer needed for present or prospective use and can be summarily vacated. This application has been processed in accordance with Council Policy 600-15.

FILE: STRT J-2550 DEED F-2818 DEEDFY85-1

COUNCIL ACTION: (Tape location: A436-475.)

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by McColl. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-not present, Struiksmayea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-110: (R-85-1933) ADOPTED AS RESOLUTION R-263041

Authorizing a partial waiver of fees in the amount of \$3,749 for use of Golden Hall and certain meeting rooms on

May 21, 1985 and May 22, 1985, by the San Diego Unified School District to conduct the Eighth Annual Model United Nations program; authorizing the transfer of an amount not to exceed \$3,749 from the General Fund Unallocated Reserve to the Convention and Performing Arts Center Fund.

(See Committee Consultant Analysis PFR-85-18.)

COMMITTEE ACTION: Reviewed by PFR on 4/10/85. Recommendation to adopt the Resolution. Districts 3, 4, 5 and 7 voted yea. District 2 not present.

FILE: MEET

COUNCIL ACTION: (Tape location: A436-475.)

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by McColl. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-not present, Struiksmay-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-111: (R-85-1923) ADOPTED AS RESOLUTION R-263042

Authorizing the City Auditor and Comptroller to transfer an amount not to exceed \$15,000 in Capital Outlay funds from CIP-63-001 to CIP-63-002, and \$15,000 in Revenue Sharing funds from CIP-63-002 to CIP-63-001; authorizing the expenditure of an amount not to exceed \$15,000 from

CIP-63-

001, Traffic Operations and Safety, for providing funds to Data Processing Corporation for the purchase of traffic counting computer equipment and associated services.

CITY MANAGER REPORT: The existing Council-approved budget for FY 1985 authorizes replacement of the existing automatic traffic counter system. The existing system has exceeded its economic life span and replacement parts are no longer readily available. The traffic counting system is an essential part of the on-going transportation planning and traffic safety programs. The counting system provides critical information regarding City-wide traffic activity trends and other related traffic information necessary to do the on-going transportation planning process and to respond to requests for various traffic safety improvements, such as installation of traffic signals, stop signs, etc. Because the equipment must be compatible with the City's mainframe computer system, the Data Processing Corporation will procure it. Funds for the replacement of the traffic counting system are available from the FY 1985 Capital Improvement Program. This action will transfer the necessary funds to the Data Processing Corporation.

FILE: MEET

COUNCIL ACTION: (Tape location: A436-475.)

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by McColl. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-not present, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-112: (R-85-1856) ADOPTED AS RESOLUTION R-263043

Authorizing reimbursement to Towne Development Company, Ltd. of \$70,185, plus 6 percent interest per annum, for the construction of a traffic signal system at the intersection of Genesee Avenue and Decoro Street, from revenues generated by facilities benefit assessments for the North University City Community, in accordance with the terms set forth in the City/Towne Development Company agreement. (North University City Community Area. District-1.)

CITY MANAGER REPORT: The City and Towne Development Company entered into an agreement, Document No. RR-253019, on November 3, 1980, for the construction of a traffic signal system at the intersection of Genesee Avenue and Decoro Street with reimbursement to come from revenues generated by facilities benefit assessments for the University community, if and when authorized by the City Council, under the terms and conditions of the agreement. The traffic signal system was completed and accepted by the City on December 10, 1981. Reimbursement was delayed while the use of FBA revenues was being validated in the courts. Now, in accordance with the terms of the agreement, Towne Development Company can be reimbursed for the vouchered costs of \$70,185 (plus 6 percent interest per annum), which have accumulated since completion of work and acceptance thereof by the City.

FILE: STRT FB-1

COUNCIL ACTION: (Tape location: A436-475.)

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by McColl. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-not present, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-113: (R-85-1934) ADOPTED AS RESOLUTION R-263044

A Resolution approved by the City Council in Closed Session on Tuesday, June 26, 1984 by the following vote: Mitchell-yea; Cleator-nay; McColl-not present; Jones-not present; Struiksma-yea; Gotch-yea; Murphy-yea; Martinez-yea; Mayor Hedgecock-yea.

Authorizing the City Manager to pay the total sum of \$21,766 in the settlement of each and every claim against the City, its agents and employees, resulting from the property damage to the real property owned by Camino Del Rio Properties, Inc. (Superior Court Case No. 353843, Camino Del Rio Properties, Inc. v. City of San Diego, et al.); authorizing the City Auditor and Comptroller to issue one check in the total amount of \$21,766 made payable to the attorney of record, Donald Maffly and Paul R. Handlery, Camino Del Rio Properties, Inc., in full settlement of the lawsuit and all claims.

CITY MANAGER REPORT: On October 22, 1981 the City of San Diego paid \$21,143 to Camino Del Rio Properties, Inc. in partial satisfaction of the above cited lawsuit. The judgement also required the City to maintain all drainage facilities required to carry surface water across the plaintiff's property. This additional payment of \$21,766 will relieve the City from the maintenance responsibility of the drainage facilities on the plaintiff's private property.

FILE: MEET

COUNCIL ACTION: (Tape location: A436-475.)

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by McColl. Passed by the following vote: Mitchell-yea, Cleator-nay, McColl-yea, Jones-not present, Struiksmay-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-114: (R-85-1951 Rev.) ADOPTED AS RESOLUTION R-263045

A Resolution approved by the City Council in Closed Session on Tuesday, April 9, 1985 by the following vote:
Mitchell-not present; Cleator-yea; McColl-yea; Jones-not present; Struiksmay-yea; Gotch-yea; Murphy-yea; Martinez-not present; Mayor Hedgecock-yea.

Authorizing the City Manager to pay the total sum of \$45,000 in the settlement of each and every claim against the City, its agents and employees, resulting from the personal injury to Marilyn Jaworski on or about July 28, 1983 (Superior Court Case No. 516589, Marilyn Jaworski, et al. v. City of San Diego, et al.); authorizing the City Auditor and Comptroller to issue a warrant check in the total amount of \$45,000 made payable to Marilyn Jaworski, by her legal guardian, Estella Jaworski, and David D. Ribeiro, her attorney of record, in full settlement of the lawsuit and all claims.

CITY MANAGER REPORT: This constitutes the complete and final

settlement of Marilyn Jaworski's claim resulting from the incident of July 28, 1983.

FILE: MEET

COUNCIL ACTION: (Tape location: A436-475.)

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by McColl. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-not present, Struiksmay-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-115: (R-85-1938) ADOPTED AS RESOLUTION R-263046

A Resolution approved by the City Council in Closed Session on Tuesday, March 26, 1985 by the following vote:

Mitchell-yea; Cleator-yea; McColl-not present; Jones-not present; Struiksmay-yea; Gotch-yea; Murphy-yea; Martinez-yea; Mayor Hedgecock-yea.

Authorizing the City Manager to pay the total sum of \$45,000 in the settlement of each and every claim against the City, its agents and employees, resulting from the personal injury to Jacquelyn McDonald (Superior Court Case No. 482093, Jacquelyn McDonald v. City of San Diego, et al.); authorizing the City Auditor and Comptroller to issue a warrant check in the total amount of \$45,000 made payable to Jacquelyn McDonald and her attorneys, the law firm of Thorsnes, Bartolotta, McGuire and Padilla, in full settlement of the lawsuit and all claims.

CITY MANAGER REPORT: This constitutes the complete and final settlement of Jacquelyn McDonald's personal injuries as a result of the accident of July 30, 1981.

FILE: MEET

COUNCIL ACTION: (Tape location: A436-475.)

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by McColl. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-not present, Struiksmay-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-116: (R-85-1952) ADOPTED AS RESOLUTION R-263047

A Resolution approved by the City Council in Closed Session on Tuesday, April 9, 1985 by the following vote:

Mitchell-yea; Cleator-yea; McColl-yea; Jones-not present; Struiksmay-yea; Gotch-yea; Murphy-yea; Martinez-nay; Mayor Hedgecock-yea.

Authorizing the City Manager to pay the total sum of \$30,000 in the settlement of each and every claim against

the City, its agents and employees, resulting from the personal injuries to Mark Race (Superior Court Case No. BE 468916, Mark Race v. City of San Diego, et al.); authorizing the City Auditor and Comptroller to issue one check in the total amount of \$30,000 made payable to Mark Race and his attorney, Donald L. Meloche, in full settlement of the lawsuit and all claims.

CITY MANAGER REPORT: This constitutes the complete and final settlement of Mark Race's claim for personal injuries suffered in the accident of December 20, 1980.

FILE: MEET

COUNCIL ACTION: (Tape location: A436-475.)

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by McColl. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-not present, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-117: (R-85-1852) ADOPTED AS RESOLUTION R-263048

Approving the damage claim of Folsom, David and Bill, dba Folsom Enterprise (Folsom's San Diego Racquet Club); authorizing the Property Department to grant a rental credit in an amount not to exceed \$4,880 to Folsom Enterprise to cover damages sustained from the accidental paint spill; authorizing the Property Department to cancel previous rental invoices and issue new invoices reflecting the above settlement.

(See City Manager Report CMR-85-172 and Committee Consultant Analysis PFR-85-19. Normal Heights Community Area. District-3.)

COMMITTEE ACTION: Reviewed by PFR on 4/10/85. Recommendation to adopt the Resolution. Districts 3, 4, 5 and 7 voted yea. District 2 not present.

FILE: MEET

COUNCIL ACTION: (Tape location: A436-475.)

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by McColl. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-not present, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-118: (R-85-1809) ADOPTED AS RESOLUTION R-263049

Prohibiting commercial vehicles with a gross vehicle weight of 10,000 pounds from operating on La Jolla Rancho Road between La Jolla Mesa Drive and La Jolla Scenic Drive South

pursuant to California Vehicle Code Section 35700 et seq.; authorizing the installation of the necessary signs and markings; declaring that the regulations hereinabove imposed shall become effective upon the installation of such signs.

(La Jolla Community Area. District-1.)

CITY MANAGER REPORT: The City has received a petition including signatures of 87.5 percent (21 of 24) of the property owners and representing 84.7 percent of the frontage of this road. The petitioners state that heavy commercial vehicles are breaking up their road by using it as a short cut between two major streets. They would like to preserve the new pavement. This section of road is a 21-foot wide residential street with no curbs or sidewalks. It has an average daily traffic volume of less than 1,000 vehicles. It has experienced heavy wear and requires frequent maintenance. The Street Division recently made major repairs which included the filling of numerous pot holes and resurfacing. It should be noted that the proposed restriction would not apply to vehicles making deliveries on La Jolla Rancho Road. The alternate route for trucks having other destinations is from La Jolla Mesa Drive to La Jolla Scenic Drive South. Both of these streets are classified as collectors. Staff agrees with the petitioners that prohibiting commercial vehicles with a capacity of one ton or more would reduce the excessive damage to this roadway. It is recommended that the City establish a restriction to prohibit commercial vehicles of the rated capacity of one ton or more.

FILE: MEET

COUNCIL ACTION: (Tape location: A436-475.)

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by McColl. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-not present, Struiksmayea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-119: (R-85-1906) ADOPTED AS RESOLUTION R-263050

Authorizing the execution of an agreement with Boyle Engineering Corporation, to provide construction documents for the design and construction of San Ysidro Boulevard from I-805 to Via De San Ysidro; authorizing the expenditure of an amount not to exceed \$77,200 from CIP-52-166.1, (CDBG Funding), for the above project. (See City Manager Report CMR-84-435. San Ysidro Community Area. District-8.)

CITY MANAGER REPORT: On February 11, 1985, by Resolution

R-262478, Council granted authorization to the Property Department to begin acquisition of right-of-way necessary for the amended Urban Design Plan for San Ysidro Boulevard. Council also authorized the implementation of Phase I of City Manager Report CMR-84-435. Phase I entails widening and improving San Ysidro Boulevard from Via De San Ysidro to I-805. This agreement will provide construction documents for the improvement of San Ysidro Boulevard from 150 feet westerly of Via De San Ysidro to I-805. The consultant was chosen in accordance with Council Policy 300-7.

FILE: MEET CONFY85-1

COUNCIL ACTION: (Tape location: A436-475.)

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by McColl. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-not present, Struiksmayea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-120: (R-85-1785) ADOPTED AS RESOLUTION R-263051

Authorizing the Retirement Board to execute a one-year agreement commencing July 1, 1985, automatically renewable for two successive one-year periods, unless earlier terminated, with the firm of CAI Consulting Corporation, a subsidiary of Callan Associates, Inc., to provide an investment measurement service and a quarterly portfolio audit of the retirement fund and consultant assistance in an Investment Management Search; authorizing the City Auditor and Comptroller to expend the sum of \$36,000 from Fund/Dept. 088, Account 4151, for the purpose of providing funds for the above program.

(See memorandum from the Retirement Administrator dated 4/19/85.)

FILE: MEET CONFY85-1

COUNCIL ACTION: (Tape location: A436-475.)

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by McColl. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-not present, Struiksmayea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

ITEM-121: (R-85-1905) RETURNED TO CITY MANAGER

Authorizing the execution of an agreement with the State of California (CalTrans) for the design and construction of traffic signal systems at the intersection of Catalina Boulevard (State Route 209) and Lomaland Drive/Wilcox

Street and at the intersection of Canon Street (State Route 209) and Catalina Boulevard; authorizing the expenditure of an amount not to exceed \$34,000 from CIP-68-001, "Cooperative Signal Projects," for the execution of this agreement.

(Peninsula Community Area. District-2.)

CITY MANAGER REPORT: This City/State agreement is for the installation of traffic signal systems and related roadway improvements at the intersection of Catalina Boulevard (State Route 209) and Lomaland Drive/Wilcox Street, and the intersection of Canon Street (State Route 209) and Catalina Boulevard. Recent traffic studies made of these two intersections indicated that the installation of traffic signals is necessary to assign right-of-way to vehicles and pedestrians entering the intersections. Federal Aid Hazard Elimination Safety Funds will provide 90 percent of the construction costs for this project, and the State of California and City of San Diego will bear the remainder of the costs. The City's share of the project costs will not exceed the amount of \$34,000.

FILE: --

COUNCIL ACTION: (Tape location: A101-118.)

MOTION BY MARTINEZ TO RETURN TO THE CITY MANAGER AT THE CITY MANAGER'S REQUEST. Second by Murphy. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-not present, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-122: (R-85-1879) ADOPTED AS RESOLUTION R-263052

Authorizing the execution of a third amendment to the agreement with Leighton and Associates, to provide professional services in connection with the improvement of Jackson Drive from Park Ridge Boulevard to Winding Creek Drive; authorizing the expenditure of an amount not to exceed \$98,479 from CIP-52-122, Jackson Drive - Park Ridge Boulevard to Winding Creek Drive, for the above project.

(Navajo Community Area. District-7.)

CITY MANAGER REPORT: This project will construct the missing portion of Jackson Drive between Park Ridge Boulevard and Winding Creek Drive. Once completed, Jackson Drive will provide access from Navajo Road to Mission Gorge Road. During the buttress fill work adjacent to the new roadway and the San Diego Water Authority aqueduct, it was necessary to provide continuous inspection and additional slope stability analysis investigation, which resulted in several buttress fill

modifications by the consultant. To complete the project, it is necessary to amend the consultant agreement to cover the additional costs for the consultant's investigations and monitoring during the buttress fill construction and the final project report. The proposed third amendment to agreement will provide for geotechnical services through the construction phase of the project and will cover quarterly readings of the inclinometers for one year after completion. Project financing is Gas Tax Funds, City FAU (Federal Aid Urban) and matching funds, and private developer funds.

FILE: MEET CONFY85-1

COUNCIL ACTION: (Tape location: A436-475.)

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by McColl. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-not present, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-123:

Two actions relative to the Via de la Valle Sewer Assessment District:
(San Dieguito River Basin Community Area. District-1.)

Subitem-A: (R-85-1860) ADOPTED AS RESOLUTION R-263053

Authorizing the execution of an agreement with the Twenty-Second Agricultural District Association for a participation cost study.

Subitem-B: (R-85-1861) ADOPTED AS RESOLUTION R-263054

Authorizing the execution of a first amendment to the agreement with Lowry and Associates, Inc., to provide the participation cost study for the assessment district; authorizing the expenditure of an amount not to exceed \$7,400 from Fund 79350, for the above project.

CITY MANAGER REPORT: On January 14, 1985, Council accepted the property owner petition for the Via de la Valle Sewer Assessment District. The purpose of the proposed assessment district is to provide sewer capacity for the Planned Urbanizing area along Via de la Valle west of El Camino Real. A concurrent action authorized the Manager to negotiate an agreement with the Twenty-Second Agricultural District Association for the purpose of compiling cost estimates for the Association to acquire capacity in the proposed sewer system. The negotiations have been completed, and the proposed agreement sets forth a series of tasks which will provide to the Association cost estimates

for a range of capacity levels in the proposed sewer system. Since any participation by the Association in the proposed sewer system would impact its design, it is proposed that design consultant, Lowry and Associates, perform the analysis and cost estimates requested by the Association. The proposed first amendment to their agreement provides for this work. If the Association determines that it is cost effective to participate in the proposed sewer system, further actions will be brought to the Council.

FILE: STRT D-2251

COUNCIL ACTION: (Tape location: A436-475.)

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by McColl. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-not present, Struiksmay-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-124: (R-85-1862) ADOPTED AS RESOLUTION R-263055

Authorizing the execution of a first amendment to the agreement with George S. Nolte and Associates for professional services required for the Balboa Park Organ Pavilion; authorizing the expenditure of an amount not to exceed \$6,952 from CIP-21-327.1, Balboa Park Organ Pavilion Site Improvements, Capital Outlay Fund 30245, for the purpose of providing funds for the above project. (Balboa Park Community Area. District-8.)

CITY MANAGER REPORT: The agreement with George Nolte and Associates, approved by Council in January of 1982, provides for professional services for the Balboa Park Organ Pavilion Site Improvements, CIP-21-327.1. The scope of work outlined in the original agreement includes the design for ornamental paving, terracing of the rear portion of the pavilion, drainage, restoration of the wall and fountain, irrigation system and landscaping. This proposed first amendment provides the additional funds for safety design changes as requested by the Balboa Park Committee of 100. The additional design will include electrical outlets and safety lighting. The additional electrical outlets will be placed at various locations within the pavilion and will reduce the number of extension cord runs required for various exhibits and, as a result, reduce potential tripping hazards. The new lighting will be located at the stair-stepped terrace at the back of the organ pavilion and at the exits which will permit safe exit for events that end after nightfall. The design will reduce the amount of work required to set up the Christmas program and will provide time clocks for

the lighting of the Christmas Tree, Santa Claus and the Nativity scenes.

FILE: MEET CONFY85-1

COUNCIL ACTION: (Tape location: A436-475.)

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by McColl. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-not present, Struiksmay-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-125: (R-85-1925) ADOPTED AS RESOLUTION R-263056

Authorizing the execution of a second amendment to the agreement with the San Diego County Safety Council, to extend the Community Safety Belt Project until February 28, 1986, contingent upon receipt of written approval from the California Office of Traffic Safety.

CITY MANAGER REPORT: The City of San Diego entered into an agreement with the San Diego Safety Council on April 23, 1984 for the purpose of developing a grant-funded, safety belt project. The primary goal of this project is to increase safety belt and safety seat usage among all age groups in San Diego. Under the provisions of the agreement, the City acts as prime contractor with the California Office of Traffic Safety (O.T.S.) to administer funding for the project. The Safety Council is responsible for providing staff, materials, program planning and implementation. The project is intended to last 24 months and is divided into two phases. Phase one will end on April 30, 1985, which is the termination date for the agreement between the City and the Safety Council. Phase two can begin with the extension of the City's agreement and upon written approval from O.T.S. This request would authorize the City Manager, pending written approval from O.T.S., to extend the agreement between the City and the Safety Council until February 28, 1986. At that time, if there are sufficient funds remaining, O.T.S. has indicated that a request for a two-month extension will be considered in order to give the project a full 24 months of operation.

FILE: MEET CONFY85-1

COUNCIL ACTION: (Tape location: A436-475.)

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by McColl. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-not present, Struiksmay-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-126: (R-85-1946) ADOPTED AS RESOLUTION R-263057

Authorizing the execution of a second amendment to the Amended Joint Powers Agreement, creating an agency to be known as the Southern California Coastal Water Research Project Authority, under the terms and conditions set forth in the second amendment to the Amended Joint Powers Agreement.

CITY MANAGER REPORT: This is a joint project which began in 1969 to study the interrelationships of treated wastewater discharges and the marine ecology for the purpose of ensuring protection and conservation of marine resources. The study areas have extended from the Mexican border to the Santa Barbara County line. Other participants to this agreement include the City of Los Angeles, County Sanitation District No. 1 of Orange County, County Sanitation District No. 2 of Los Angeles County, and the Ventura Regional County Sanitation District. This amendment extends the agreement 3 years to June 30, 1988 and increases the maximum amount of money due annually from the above signatory agencies from \$600,000 to \$700,000. Each agency will pay its proportionate share based on sewage flows. Likewise, additional revenues derived from other agencies holding Associate Memberships will also be based on flows, provided that in no case shall their individual contributions be deemed less than 6,500 million gallons per year. Heretofore, the minimum charge assessed Associate Members has been based on the least amount paid by a signatory agency.
WU-U-85-256.

FILE: MEET CONFY85-1

COUNCIL ACTION: (Tape location: A436-475.)

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by McColl. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-not present, Struiksmayea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-127: (R-85-1808) ADOPTED AS RESOLUTION R-263058

Authorizing a waiver of Council Policy 300-7, "Consultant Services Selection," for the purpose of hiring a consultant for a subsurface contamination investigation at the Central Police Station; authorizing the execution of a contract with Woodward Clyde Consultants for professional services; authorizing the expenditure of an amount not to exceed \$9,700 from Police Department funds for the above investigation and related purposes; authorizing the expenditure of an amount not to exceed \$25,000 from Police Department funds for the removal and disposal of the

contaminated material.

(Centre City Community Area. District-8.)

CITY MANAGER REPORT: In November, 1984, a gas tank located at the Central Police Station at 801 West Market Street was removed because testing revealed that it was defective. When the tank was removed, subsurface contamination was discovered. This contamination, plus the presence of petroleum fumes in the cell block area of the station and in adjacent sewer lines, initiated an investigative program. All underground storage tanks and lines were tested, a test well was installed to monitor subsurface conditions, and a station product line was replaced. Additionally, Woodward Clyde Consultants were utilized to evaluate the situation and develop a plan for dealing with the potential health and safety aspects of the problem. This request for consultant services with Woodward Clyde Consultants will provide for implementing the investigative work plan previously drawn up by Woodward Clyde Consultants. Specifically, the services to be provided are:

- 1) Assessing the extent of petroleum product floating on the groundwater;
- 2) Verifying the probable source of petroleum product;
- 3) Presenting recommendations for remedial action.

The waiver of Council Policy 300-7, "Consultant Services Selection," is requested so that the investigation of this contamination can proceed promptly. Additionally, the Police Department requests authorization for the final phase of removal and disposal of the contaminated material.

FILE: MEET CONFY85-1

COUNCIL ACTION: (Tape location: A436-475.)

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by McColl. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-not present, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-128: (R-85-1924) ADOPTED AS RESOLUTION R-263059

Approving Change Order No. 6, dated December 26, 1984, issued in connection with the contract with Metro-Young Construction Co., for the improvement of Pomerado Road from I-15 to Scripps Ranch Boulevard, amounting to a net increase in the contract price of \$46,161.80, and an extension of time of 78 working days; authorizing the expenditure of an amount not to exceed \$46,161.80 from the project contingency for CIP-52-103.1, Capital Outlay Fund 30245, for the above project.

(Scripps Ranch Community Area. District-5.)

CITY MANAGER REPORT: Project construction began on October 17, 1983, for the widening and realigning of Pomerado Road between I-15 and Scripps Ranch Boulevard. This change order covers final payment adjustments for work actually performed beyond those contained in the original bid proposal. The increase in cost is due to additional quantities of asphalt concrete pavement and cement treated base necessary to provide a thicker pavement at the easterly end of Pomerado Road due to localized soil problems, and to provide a temporary detour across the box culvert to maintain traffic. The soil problems east of Scripps Ranch Boulevard required the pavement depth of both the asphalt concrete and cement treated base sections be increased to compensate for the poor supporting soils encountered on the job site. Also, a temporary detour was constructed during an intermediate phase to safely accommodate two lanes of traffic without closing Pomerado Road access to Scripps Ranch. The dimensions of the box culvert rendered all other alternatives impractical for detouring traffic on this heavily traveled portion of Pomerado Road. The additional quantities of asphalt concrete and cement treated base will be paid for at the competitively bid unit price for these materials. An extension of time was necessary to avoid a costly and immediate modification to the new traffic signal system at Scripps Ranch Boulevard and Pomerado Road due to the Navy's new entrance road. Therefore, the signal system was redesigned after the construction project began to accommodate the Navy's entrance to the south, which resulted in delaying the completion of the project until November 13, 1984. The lengthy delay was due to the special fabrication and subsequent installation of signal components. This final change order will result in an increase of \$46,161.80, which is 4.5 percent of the contract amount of \$1,024,732, and a 78-day extension of time.

FILE: CONT-Metro-Young Construction Co.

COUNCIL ACTION: (Tape location: A484-724.)

MOTION BY STRUIKSMA TO ADOPT. Second by Martinez. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-not present, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-129: (R-85-1883) ADOPTED AS RESOLUTION R-263060

Approving Change Order No. 7, dated March 15, 1985, issued in connection with the contract with Metro-Young Construction Company/Lopez Sewer Contractors, Inc., for the

construction of Jackson Drive, amounting to a net increase in the contract price of \$32,024.19.

(Navajo Community Area. District-7.)

CITY MANAGER REPORT: On May 16, 1984, a contract was awarded to Metro-Young Construction/Lopez Sewer Contractors, a joint venture, for construction of Jackson Drive, a four-lane road, from Winding Creek Drive to Park Ridge Boulevard. The project is now approximately 90 percent complete. As part of the roadway construction, buttress fill was constructed to stabilize two ancient landslides and prevent future failures of the road and utilities in the roadway. The buttress configuration was revised during the course of construction resulting in less material being excavated but requiring more imported fill material. This change order is to pay for the net increase, at contract unit prices, of the decreased excavation and increased import quantities.

FILE: CONT-Metro-Young Construction Co./Lopez
Sewer Contractors, Inc.

COUNCIL ACTION: (Tape location: A436-475.)

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by McColl. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-not present, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-130: (R-85-1878) ADOPTED AS RESOLUTION R-263061

Approving Change Order No. 30, dated February 21, 1985, issued in connection with the contract with the Daley Corporation, for the construction of Otay Mesa Road, amounting to a net increase in the contract price of \$67,000.

(Otay Mesa Community Area. District-8.)

CITY MANAGER REPORT: On November 9, 1983, a contract was awarded to the Daley Corporation for construction of Otay Mesa Road, a four-lane road, from 1.3 miles east of I-805 to the Second International Border Crossing. The project is now approximately 99 percent complete. The California Department of Transportation and the Federal Highway Administration have required several items which must be completed prior to their final approval of the Otay Mesa Road project. The roadway, as presently built, provides for a 4-foot painted median, two 11-foot inside driving lanes, two 12-foot outside driving lanes, and two 7-foot paved emergency parking shoulders. This change order will add additional compacted aggregate shoulder on both sides of the roadway as requested by CalTrans/FHWA for wider

emergency parking shoulders.

FILE: CONT-Daley Corporation Otay Mesa Road

COUNCIL ACTION: (Tape location: A436-475.)

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by McColl. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-not present, Struiksmayea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

ITEM-200: (R-85-1950) ADOPTED AS RESOLUTION R-263062

Appointing Patricia B. Arthur as the chairperson of the International Affairs Board; confirming the appointments and reappointments, by the Mayor, of the following persons to serve as members of the International Affairs Board, for two-year terms ending March 1, 1987:

Carlos R. Linayao (Reappointment)

Donald Dinning (Reappointment)

Valleta H. Linnette (Reappointment)

Gloria Ching Lai Ma (To replace Sharol L. McColl, whose term has expired)

Dana M. Herbst (To replace Elizabeth Y. Yamada, whose term has expired)

Sara S. Finn (To replace Norma M. Ague, whose term has expired)

Rudolph Riis (To replace Dick Licciardi, whose term has expired)

William Lofft (To replace William P. Locke, whose term has expired)

FILE: MEET

COUNCIL ACTION: (Tape location: B051-057.)

MOTION BY GOTCH TO ADOPT. Second by Martinez. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-not present, Struiksmayea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

ITEM-201: (R-85-1949) CONTINUED TO MAY 13, 1985

Confirming the appointment, by the Mayor, of Joan P. Clarke to serve as a member of the Funds Commission for a four-year term ending January 28, 1989, to replace Betty J. Foster, whose term has expired.

FILE: --

COUNCIL ACTION: (Tape location: B057-064.)

MOTION BY CLEATOR TO CONTINUE AT MAY 13, 1985, AT HIS REQUEST. Second by Martinez. Passed by the following vote:

Mitchell-yea, Cleator-yea, McColl-yea, Jones-not present,
Struiksmayea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor
Hedgecock-yea.

ITEM-202: (R-85-1929) ADOPTED AS RESOLUTION R-263063

19850429

FINDINGS MUST BE MADE AS A PART OF COUNCIL ADOPTION

Determining and declaring that the public interest, convenience and necessity of the City of San Diego requires the construction, operation and maintenance of a pump station, public sewer or sewers and all appurtenances, for the proposed Otay Mesa Pump Station and Otay Valley Trunk Sewer, to serve designated portions of Otay Mesa within and without the corporate limits of San Diego, in portions of lands within the City of San Diego, the City of Chula Vista and the County of San Diego and that the public interest, convenience and necessity demand the acquisition of easements, temporary working strips and/or fee title in said property for said public sewer or sewers and all appurtenances; declaring the intention of the City to acquire said property under eminent domain proceedings; directing the City Attorney to commence an action in the Superior Court of the State of California, in and for the County of San Diego, for the purpose of condemning and acquiring said property.

(Six votes required.)

(Otay Mesa Community Area. District-8. See City Manager Report CMR-85-201.)

WU-PR-85-262.

FILE LOCATION: MEET F-5653

COUNCIL ACTION: (Tape location: B064-236.)

Hearing began 2:57 p.m. and halted 3:10 p.m.

Testimony in opposition by Ben Borevitz.

MOTION BY MARTINEZ TO APPROVE, MAKING THE FINDINGS AS PRESENTED BY STAFF, AND DIRECT THE CITY MANAGER TO WORK WITH MR. BOREVITZ ON THE SLIGHT CHANGE IN THE LOCATION OF THE PUMP STATION AND THE AGREEMENT ABOUT THE DISPOSITION OF THE PROPERTY WHEN THE PUMP STATION IS NO LONGER NEEDED. Second by Gotch. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-not present, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-S400: (O-85-175) INTRODUCED, TO BE ADOPTED MAY 13, 1985

Introduction of an Ordinance authorizing the execution of a Joint Powers Agreement with the County of San Diego for the development and maintenance of a staging area, hiking trail and view point in a portion of Mission Trails Regional Park.

(Navajo Community Area. District-7. See City Manager Report CMR-85-192.)

COMMITTEE ACTION: Reviewed by PFR on 4/24/85.

Recommendation to adopt the Ordinance. Districts 2, 5 and 7 voted yea. Districts 3 and 4 not present.

FILE: --

COUNCIL ACTION: (Tape location: A340-344.)

CONSENT MOTION BY MURPHY TO INTRODUCE. Second by Gotch. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-not present, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

ITEM-S401:

Two actions relative to the Mission Trails Regional Park Master Development Plan:
(East Elliott, Navajo and Tierrasanta Community Areas. District-7.)

Subitem-A: (R-85-1960) ADOPTED AS RESOLUTION R-263064

Certifying that the information contained in Environmental Impact Report Addendum EQD-84-0811, an Addendum to EIR-78-08-15, in connection with Mission Trails Regional Park Master Development Plan, has been completed in compliance with the California Environmental Quality Act of 1970, as amended, and the State guidelines thereto, and

that said Report has been reviewed and considered by the Council.

Subitem-B: (R-85-1961) ADOPTED AS RESOLUTION R-263065

Adopting the Mission Trails Regional Park Master Development Plan to serve as a guide for the preservation and restoration of Mission Trails Regional Park and to set forth recommendations for its future use and development; adopting the amendments to the Tierrasanta Community Plan, the East Elliott Community Plan boundary and the amendment to the General Plan Map entitled "Progress Guide and General Plan for the City of San Diego"; stipulating that the Mission Trails Regional Park Master Plan, amendments to the Tierrasanta Community Plan, East Elliott Community Plan and General Plan Map, shall become effective upon adoption of an appropriate amendment to the Progress Guide and General Plan for the City of San Diego, incorporating said plans and an omnibus hearing on these and other amendments to be scheduled for the next semi-annual hearing conducted for this purpose.

(See City Manager Report CMR-85-195, Mission Trails Regional Park Master Development Plan Draft, and EIR Addendum EQD-84-0811.)

COMMITTEE ACTION: Reviewed by PFR on 4/24/85. Recommendation to adopt the Resolutions. Districts 2, 5 and 7 voted yea. Districts 3 and 4 not present.

FILE: LAND - Mission Trails Regional Park Master Development Plan

COUNCIL ACTION: (Tape location: C020-070.)

MOTION BY MURPHY TO ADOPT. Second by Cleator. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-not present, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

ITEM-S402: (O-85-182) INTRODUCED, TO BE ADOPTED MAY 13, 1985

Introduction of an Ordinance approving a management agreement with the San Diego Unified Port District for the management, operation and maintenance of a Convention Center to be constructed by the District on District property, pursuant to Section 99 of the City Charter.
(See City Manager Report CMR-85-206.)

FILE: --

COUNCIL ACTION: (Tape location: C070-272.)

MOTION BY MARTINEZ TO INTRODUCE AND DIRECT THE CITY MANAGER TO

WORK WITH THE NEW GENERAL MANAGER OF THE CENTER WITH THE RELATIONSHIP AND REFINEMENT OF THE AGREEMENT. Second by Cleator. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-not present, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

ITEM-S403: (R-85-1953) ADOPTED AS RESOLUTION R-263066

Authorizing the execution of the State Water Resources Control Board Grant Project agreement with the State of California for the construction of treatment facilities handling raw sewage entering the United States from Mexico. (Tijuana River Valley Community Area. District-8.)

CITY MANAGER REPORT: In the State of California's FY 1985 budget, \$5,365,000 was included via Assembly Bill AB-3544 (Costa) for the construction of a sewage treatment facility for flows emanating from Tijuana, Mexico. In order to secure these funds before the end of the State's fiscal year, on February 14, 1985, the City formally applied to the State Water Resources Control Board (SWRCB) for a \$5,365,000 grant. On April 8th, the City received a grant agreement from the SWRCB establishing conditions and obligations between the State and the City for the grant award. Since the conditions are similar to Clean Water grant regulations, the City is both familiar with and can adhere to these conditions. Although AB-3544 was initially established for the local share of a Joint International Treatment Plant, Mexico has begun design and construction of its own facilities. The State has therefore agreed to utilize the grant funds for defensive measures deemed necessary by the City. If this agreement is approved, this project will be included in the City's Capital Improvements Budget for the 1986 Fiscal Year. WU-U-85-261.

FILE: MEET CONTFY85-1

COUNCIL ACTION: (Tape location: C273-299, C402-465.)

MOTION BY MARTINEZ TO ADOPT AND DIRECT THE CITY MANAGER TO SEND A LETTER TO THE STATE OF CALIFORNIA STATING THAT THE FUNDS WILL BE USED SPECIFICALLY FOR THE PLANS APPROVED BY THE PUBLIC FACILITIES AND RECREATION COMMITTEE OF THE CITY COUNCIL OF THE CITY OF SAN DIEGO. Second by Murphy. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-not present, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

ITEM-S404: DENIED APPEAL

The matter of an appeal by W. B. Bishop, pursuant to Council Policy 100-5, of the Mt. Hope Cemetery fee adjustment which is scheduled to be effective May 1, 1985. (See Committee Consultant Analysis PFR-85-24; letter from W. B. Bishop, dated 4/1/85; City Manager Report CMR-85-163.)

FILE: GEN'L - Fees and Charges

COUNCIL ACTION: (Tape location: C299-402.)

MOTION BY MURPHY TO DENY THE APPEAL AND REFER TO THE CITY MANAGER AND PFR TO REPORT ON RELATIVE COSTS OF CEMETERY FEES AND REVIEW POSSIBLE MARKETING PROGRAMS THAT WOULD INCREASE THE REVENUE AND REPORT BACK TO COUNCIL WITHIN 30 DAYS. Second by Martinez. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-not present, Struiksmayea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

ITEM-S405: (O-85-180) INTRODUCED, TO BE ADOPTED MAY 13, 1985

Introduction of an Ordinance repealing Ordinance O-15899 (New Series), adopted on February 7, 1983, in compliance with the Writ of Mandate issued in Clairemont Town Council, Inc., et al. v. Council of the City of San Diego, et al.; Techbilt Construction Corporation, et al., Real Parties in Interest, Superior Court Case No. 502504, relating to the "Greenbelt" project.

NOTE: Approved by Council in closed Session on Tuesday, April 23, 1985 by the following vote: Mitchell-yea, Cleator-yea, McColl-not present, Jones-not present, Struiksmayea, Gotch-yea, Murphy-yea, Martinez-not present, Mayor Hedgecock-yea.
See Item S406.

FILE: --

COUNCIL ACTION: (Tape location: A344-436.)

MOTION BY MARTINEZ TO INTRODUCE AND DIRECT THE CITY CLERK TO WORK WITH PARTIES INVOLVED TO SET A HEARING DATE AND TO RENOTICE. Second by McColl. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-not present, Struiksmayea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

ITEM-S406: (R-85-2009) ADOPTED AS RESOLUTION R-263067

Adoption of a Resolution rescinding Resolutions R-257853, R-257854, R-257855 and R-257856, adopted on January 25, 1983, relating to Planned Residential Development Permit

PRD-20-231-0, Environmental Impact Report EIR-81-04-05 and Tentative Subdivision Map TM-02-091-0, relating to the "Greenbelt" project, in compliance with the Writ of Mandate issued in the case of Clairemont Town Council, Inc., et al. v. Council of the City of San Diego, et al.; Techbilt Construction Corporation, et al., Real Parties in Interest, Superior Court Case No. 502504; rescinding Resolution R-261468, adopted on September 10, 1984, approving Final Map-11035; declaring that the City Manager is ordered to record a copy of this resolution with the County Recorder; authorizing the City Manager to pay the total sum of \$14,367.50 as the City's proportionate share of an award of attorney's fees in the case Clairemont Town Council, Inc., et al. v. Council of the City of San Diego, et al.; Techbilt Construction Corporation, et al., Real Parties in Interest; authorizing the City Auditor and Comptroller to issue one check in the amount of \$14,367.50, made payable to Deborah R. Massie in full payment of the award of attorney's fees.

CITY MANAGER REPORT: This action constitutes full compliance with the Writ of Mandate, issued by the Superior Court in Clairemont Town Council, Inc., et al. v. Council of the City of San Diego, et al.; Techbilt Construction Corporation et al., Real Parties in Interest.

NOTE: Approved by the City Council in Closed Session on Tuesday, April 23, 1985 by the following vote: Mitchell-yea; Cleator-yea; McColl-not present; Jones-not present; Struiksma-not present; Gotch-yea; Murphy-yea; Martinez-not present; Mayor Hedgecock-yea.

The Auditor's Certificate was not requested prior to Closed Session. The vote taken in Open Session shall be the official vote.

See Item S405.

FILE: PERM PRD 20-231-0 and SUBD Greenbelt

COUNCIL ACTION: (Tape location: A344-436.)

MOTION BY MARTINEZ TO ADOPT AND DIRECT THE CITY CLERK TO WORK WITH THE PARTIES INVOLVED TO SET A HEARING DATE AND TO RENOTICE.

Second by McColl. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-not present, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-S407: (R-85-2008) ADOPTED AS RESOLUTION R-263068

A Resolution approved by the City Council in Closed Session

on Tuesday, April 23, 1985 by the following vote:

Mitchell-yea; Cleator-yea; McColl-not present; Jones-not present; Struiksma-not present; Gotch-yea; Murphy-yea; Martinez-not present; Mayor Hedgecock-yea.

Authorizing the City Manager to execute a Quit Claim Deed in the favor of Ephraim Thomas and Rosemary Thomas for that portion of Lot 16, Block 24, Linda Vista Unit No. 6, as settlement of each and every claim against the City, its agents and employees (Superior Court Case No. 507150, Thomas, et al v. City of San Diego, et al.); authorizing the City Manager to accept from Ephraim Thomas and Rosemary Thomas a Quit Claim Deed in favor of the City all right title and interest in the westerly 7.5 feet of Lot 16, Block 24, Linda Vista Unit No. 6 in the settlement of Superior Court Case No. 507150, Thomas et al.v. City of San Diego, et al.

CITY MANAGER REPORT: This constitutes complete and final settlement of Ephraim and Rosemary Thomas' action to Quiet Title to Real Property.

FILE: DEED F-2821 DEEDFY85-2

COUNCIL ACTION: (Tape location: A436-475.)

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by McColl. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-not present, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

ITEM-UC-1: DISCUSSION

A matter presented to the City Council with UNANIMOUS CONSENT:

Discussion of abbreviated hours of Police Storefronts.

FILE: MEET

COUNCIL ACTION: (Tape location: B237-695.)

19850429

ADJOURNMENT:

The meeting was adjourned by Mayor Hedgecock at 4:09 p.m.

FILE: MINUTES

COUNCIL ACTION: (Tape location: C488).

MOTION BY CLEATOR TO ADJOURN IN MEMORY OF JOSEPH W. (BILL) PARKER, KNOWN AS "MR. OLD TOWN." Second by McColl. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-not present, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

MOTION BY McCOLL TO ADJOURN IN MEMORY OF MAXINE BERLIN MAY.

Second by Struiksma. Passed by the following vote:

Mitchell-yea, Cleator-yea, McColl-yea, Jones-not present,

Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor

Hedgecock-yea.